

REMARKS

This responds to the Office Action dated October 6, 2006.

Claims 1 and 11 are amended. Claims 1-17 remain pending in this application.

§112 Rejection of the Claims

Claims 1-17 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claims 1 and 11 have been amended herein in a manner believed to overcome the rejections on this basis.

§102 and §103 Rejection of the Claims

Claims 1-7 and 9-16 were rejected under 35 U.S.C. § 102(e) as being anticipated by Levine et al. (U.S. Patent No. 6,748,274). Claims 8 and 17 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Levine et al. (U.S. Patent No. 6,748,274) in view of Palmer et al. (U.S. Patent No. 5,830,150). The rejections are traversed and reconsideration is respectfully requested.

Independent claims 1 and 11 have been amended herein in a manner that is believed to more clearly define what is meant by an aggregate display of representative electrograms. Applicant reiterates the remarks made in response to the previous Office Action and believes that the recitations of claims 1-17 as amended herein are neither taught nor suggested by the prior art of record.

Serial Number: 10/723,254

Filing Date: November 26, 2003

Title: MORPHOLOGY-BASED DIAGNOSTIC MONITORING OF ELECTROGRAMS BY IMPLANTABLE CARDIAC DEVICE

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612) 373-6912 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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CERTIFICATE UNDER 37 CFR 1.8. The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 6 day of December 2006.

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Signature